

IN THE CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

PATRICE CASH-SPRIGGS
5656 Beale Churchton Road
Churchton, MD 20733

Plaintiff

v.

HOME DEPOT, U.S.A., INC.
2455 Paces Ferry Road
Atlanta, GA 30339

SERVE: CSC- Lawyers Incorporating
Service Company
7 St. Paul Street, Suite 1660
Baltimore, MD 21202

Defendant

FILED

JUN 15 2010

CLERK OF THE CIRCUIT COURT
FOR PRINCE GEORGES COUNTY, MD.

Civil No: _____

COMPLAINT

COMES NOW the Plaintiff, Patrice Cash-Spriggs, by and through her undersigned attorneys, Jonathan S. Beiser and Ashcraft & Gerel, LLP, and by way of Complaint against the Defendant, Home Depot, U.S.A., Inc., states the following:

COUNT I
Negligence

1. On or about July 20, 2007, the Plaintiff, Patrice Cash-Spriggs, was employed as a sales merchandiser for B & F Enterprises, Inc.
2. On the aforementioned date, the Plaintiff, Patrice Cash-Spriggs, was assigned to the Home Depot store, located in Bowie, Maryland, as a part of her duties as a sales merchandiser for B & F Enterprises, Inc.
3. At the same time and place, an agent, servant and/or employee of the Defendant, Home Depot, U.S.A., Inc., was in the process of stocking shower faucets, requiring the use of a

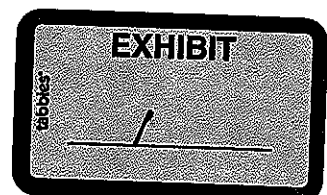
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12-foot ladder. Upon information and belief, the Plaintiff was working in close proximity to the 12-foot ladder at the time of this incident.

4. The Plaintiff, Patrice Cash-Spriggs, while exercising due care and without any contributory negligence, was injured when the agent, servant and/or employee of the Defendant failed to secure a box of shower faucets, causing it to fall off the ladder, striking the Plaintiff on the aforementioned date.

5. The Defendant, Home Depot, U.S.A., Inc., owned, operated, controlled, leased and/or held themselves out as owners of the property known as the Home Depot store in Bowie, Maryland, where the Plaintiff, Patrice Cash-Spriggs, was injured on the aforementioned date.

6. The Defendant, Home Depot, U.S.A., Inc., held itself open to the public for the purpose of doing business with the public.

7. The Defendant, Home Depot, U.S.A., Inc., by and through its agents, servants and/or employees, had a number of duties it owed to the Plaintiff, including, but not limited to a duty to (a) refrain from creating hazardous conditions, (b) inspect the premises to discover any unreasonably dangerous conditions which they knew or had reason to know existed, (c) post warnings about any unsafe or unreasonably dangerous conditions in such a way as to ensure that the persons intended to be protected by those warnings would, in fact, be able to see the same and appropriately adjust their conduct, and (d) to otherwise ensure that the premises were maintained in a reasonably safe condition such that no unreasonable threat of harm would be posed to invitees, customers, visitors or others on the premises.

8. The Plaintiff, Patrice Cash-Spriggs, was properly on the premises as a business invitee of the Defendant.

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9. The Defendant, Home Depot, U.S.A., Inc., by and through its agents, servants and/or employees, had a duty to perform the necessary inspections, evaluations, warnings and remediation, to discover and avoid the dangers which had been created or existed and to take any and all other measures to ensure safe premises for those persons who would be lawfully walking thereon.

10. The Defendants breached all of the aforesaid duties.

11. As a direct and proximate result of the negligent acts of the Defendant, the Plaintiff, Patrice Cash-Spriggs, sustained severe and permanent injuries, which have caused and will continue to cause her severe physical pain and suffering, mental anguish, permanent disability, impairment and disfigurement.

12. As a further direct and proximate result of the Defendant's negligence, the Plaintiff has incurred substantial sums of money for medical care and attention and other expenses directly attributable to the incident.

13. As a further direct and proximate result of the Defendant's negligence, the Plaintiff has suffered a loss of earnings and earning capacity.

WHEREFORE, the Plaintiff, Patrice Cash-Spriggs, prays for judgment against the Defendant, Home Depot, U.S.A., Inc., in the amount of FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) plus interest and costs of suit herein.

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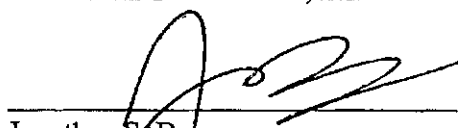
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Respectfully submitted,

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